



Permit No. 82035T

TEMPORARY

THE STATE OF NEVADA

PERMIT TO CHANGE THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Name of Permittee: ESMERALDA COUNTY
Source: UNDERGROUND
Basin: FISH LAKE VALLEY
Manner of Use: MINING AND MILLING
Period of Use: ONE YEAR FROM DATE OF ISSUANCE
Priority Date: 02/21/1995

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 60964 is issued subject to the terms and conditions imposed in said Permit 60964 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.0534 cubic feet per second or 38.67 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

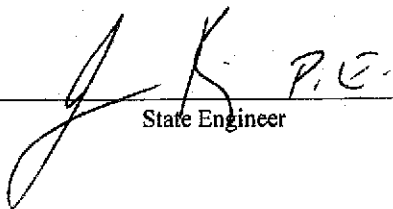
N/A

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, JASON KING, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 7th day of August, 2012



State Engineer

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JUL 31 2012

Returned to applicant for correction _____

Corrected application filed _____ Map filed APR 4 1990 UNDER 54493The applicant ESMERALDA COUNTYPO BOX 155

Street Address or PO Box

of GOLDFIELD

City or Town

89013

State and ZIP Code

hereby make(s) application for permission to change the

☐ Point of diversion☒ Place of use☒ Manner of use☒ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

PERMIT 60964Temporary Place of Use and Manner of Use under PERMIT 60964 to PERMIT 60034 Place of Use.1. The source of water is UNDERGROUND

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 38.67 AF

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for MINING & MILLING

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for RECREATION & DOMESTIC

If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)

IN THE NW 1/4 OF THE NE 1/4 OF SECTION 16, T 1 S, R 36 E, MDM OR AT A POINT FROM WHICH THE NE CORNER OF SAID SECTION 16 BEARS N 79 DEG. 20 MIN. 32 SEC. EAST A DISTANCE OF 2,277.9 FEET. REFERENCE POD MAP 60964 (attached).

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

Same as number (5).

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7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

T1S/R38E; SEC. 25 (ALL), SEC. 35 (SE1/4), SEC. 36 (ALL);
T2S/R38E; SEC. 1 (ALL), SEC. 2 (ALL), SEC. 12 (NW1/4 & NE1/4);
T1S/R39E; SEC. 29 (ALL), SEC. 30 (ALL), SEC. 31 (ALL), SEC. 32 (ALL);
T2S/R39E; SEC. 5 (ALL), SEC. 6 (ALL), SEC. 7 (NW1/4 & NE1/4).
REFERENCE MAP 60034 (attached).

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

W 1/2 OF NW 1/4 OF NE 1/4 OF SEC. 16, T1S, R36E, MDM.
REFERENCE PLACE OF USE MAP 54493 (attached).

9. Proposed use will be from AUG. 1ST to JULY 31ST of each year.
Month and Day Month and Day

10. Existing use permitted from JAN. 1ST to DEC. 31ST of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

This temporary change of use application with the NDWR will provide Mineral Ridge Gold (MRG) with emergency backup water for its operations. MRG will transport water by trucks up from the valley floor to the mine site.

12. Estimated cost of works \$100,000

13. Estimated time required to construct works Temporary change to be in effect for one full year.

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use One Year

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

MRG will transport water by trucks up from the valley floor to its mine site as emergency backup water for its gold mining operations. The existing well at the mine has been losing production. This emergency backup source will be utilized while MRG completes the installation of its second production well.

16. Miscellaneous remarks:

mhardy@lumosengineering.com

E-mail Address

775 827-6111

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Michael Hardy

Type or print name clearly

Signature, applicant or agent

Lumos & Associates, Inc.

Company Name

9222 Prototype Drive

Street Address or PO Box

Reno Nevada 89521-8987

City, State, ZIP Code

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